IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CASE NO.: **CWP No.16991 of 2006**
DATE OF DECISION: November 20, 2006

RAJVIR SINGH AND ANOTHER ...PETITIONERS

VERSUS

THE DIRECTOR RURAL DEVELOPMENT AND PANCHAYATS, PUNJAB AND OTHERS ...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA.**
**HON'BLE MRS. JUSTICE NIRMAL YADAV.**

PRESENT: MR. A.S. VIRK, ADVOCATE
FOR MR. T.P. SINGH, ADVOCATE FOR THE PETITIONERS.

**ASHUTOSH MOHUNTA, J. (ORAL)**

The petitioners have prayed for quashing of the orders, Annexure P-4 & P-6 by which their petition under Section 11 of the Punjab Village Common Lands (Regulation) Act for declaration that they have become owner of the suit property was dismissed.

A perusal of the impugned orders show that the petitioners failed to produce any documentary evidence with regard to title over the suit property. Only oral statements were made before the Courts below. The land in dispute is being used a public path for the benefit of the entire village community. Counsel for the petitioners contends that the property in dispute actually belongs to Wakf Board and not to the petitioners. If this is so, it is the Wakf Board who can claim title over the suit property and not the petitioners.

In view of the above, we find no merit in the writ petition and the same is dismissed.

**(ASHUTOSH MOHUNTA)**
**JUDGE**

November 20, 2006
Gulati

**(NIRMAL YADAV)**
**JUDGE**